


AGILENT TECHNOLOGIES
Legal Department, 51UPD
Intellectual Property Administra
P. O. Box 58043
Santa Clara, California 95052-8043

04-26-00
PATENT APPLICATION
ATTORNEY  ET NO. 10970913-2

#2 Phe 9
Sms 1-23-01

jc511 U.S. PTO
09/558302

04/25/00

IN THE
U.S. PATENT AND TRADEMARK OFFICE

Anticipated Classification of this application:

Class _____ Subclass _____

Prior application:

Examiner: T. Mai
Art Unit: 2787

"Express Mail" label no.: EL 525 783 863US

Date of Deposit: April 25, 2000

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

By Nelia T. de Guzman

Typed Name: Nelia T. de Guzman

ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

REQUEST FOR A CONTINUING APPLICATION UNDER 37 CFR 1.53(b)

Sir:

This is a request for filing a continuing application under 37 CFR 1.53(b) a

- () continuation application of:
(X) divisional application of:

Pending Prior Application

Application Serial No. 09/038,082 filed March 11, 1998

Title Approximating Signal Power and Noise Power in a System

Name of applicant(s) William J. Hillery, V. Rao Sattiraju

Copy of Application

- (X) Enclosed is a copy of the prior application, including the drawings.
() Enclosed is a new specification, including new drawings.

Oath or Declaration

- (X) Enclosed is a copy of the prior Declaration (37 CFR 1.63(d)).
() Enclosed is a newly executed Declaration (original or copy).

Foreign Priority - 35 USC 119

- () Foreign priority under 35 U.S.C. 119 has been claimed in prior application Serial No. _____
filed on _____ in _____
() The certified copy has been filed in prior application Serial No. _____
filed _____
() A separate paper claiming direct priority to a foreign application is enclosed herewith. A certified copy of the foreign application will be provided in due course.

Relate Back - 35 USC 120

- (X) Amend the specification after the title by inserting the following heading:

--Cross Reference To Related Application(s)--;

and add the paragraph:

--This is a () continuation (X) divisional

of copending application serial number 09/038,082 filed on March 11, 1998

Inventorship Statement

- () Delete the following named individuals as inventors in this application in accordance with 37 CFR 1.53(b) as a result of a change in the claimed subject matter:

Appointment of Associate Attorney

- () Recognize as Associate Attorney or Agent _____
Registration No. _____
() authorization is hereby granted by signature below of the Attorney or Agent of record
() the Associate Attorney or Agent shall not have the authority to appoint other Attorneys or Agents

Communications

- (X) Address all future communications to: Direct telephone calls to:

AGILENT TECHNOLOGIES
Legal Department, 51UPD
Intellectual Property Administration
P. O. Box 58043
Santa Clara, California 95052-8043

Timothy Rex Croll
(650) 857-4881

Other Amendments

- (X) Before calculating the filing fee, amend the prior application as follows:
(X) Cancel the following claims 1-16 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes).
() Enter the enclosed Preliminary Amendment.

Fee Calculation

- (X) The filing fee is calculated below for (X) Utility () Design

CLAIMS AS FILED BY OTHER THAN A SMALL ENTITY				
(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) TOTALS
TOTAL CLAIMS	5 — 20	0	X \$18	\$ 0
INDEPENDENT CLAIMS	1 — 3	0	X \$78	\$ 0
ANY MULTIPLE DEPENDENT CLAIMS	0		\$260	\$ 0
BASIC FEE: Design \$310.00); Utility \$690.00)				\$ 690
TOTAL FILING FEE				\$ 690
TOTAL CHARGES TO DEPOSIT ACCOUNT				\$ 690

Charge \$ 690 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 50-1078 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,
William J. Hillery et al

By Timothy Rex Croll
Timothy Rex Croll
Attorney/Agent for Applicant(s)
Reg. No. 36,771

Date: 25 April 2000

Telephone No.: (650) 857-4881